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2
3 BILL NO. G-79-05-25

4
5 GENERAL ORDINANCE NO. G-16-79.

6 AN ORDINANCE AMENDING ARTICLE II,
7 CHAPTER 13, SECTION 13-19 OF THE
8 CODE OF THE CITY OF FORT WAYNE,
9 INDIANA OF 1974.

10 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
11 WAYNE, INDIANA:

12 Section 1. That Section 13-19 of Article II, Chapter
13 13 of The Code of the City of Fort Wayne of 1974 be repealed
14 and the following Section 13-19 shall be substituted therefor:

15 Every applicant for a permit to operate a food
16 service establishment, temporary food service es-
17 tablishment, mobile food service establishment,
18 food market, temporary food market or as a
19 vending operator shall tender to the treasurer
20 of the county a fee and such fee shall be deposited
21 into the city-county health fund for each such
22 operation in accordance with the following schedule
23 of fees.

24 Permit fees shall be paid annually, or for such
25 lesser period or hereafter specified in accor-
26 dance with the following classifications:

27 (a) Food service establishments, temporary food
28 service establishments, temporary food markets:

- 29 (1) 1 through 5 employees. . . . \$55.00
30 (2) 6 through 9 employees. . . . \$85.00
31 (3) 10 or more employees 130.00
32 (4) Temporary food service estab-
33 lishments, each day's operation 8.00
34 (5) Temporary food market 5.00
35 (6) All other food service estab-
36 lishments not otherwise provided
37 for above or hereinafter. . . . 50.00

38 (b) Food market.

39 Square Footage of Floor Area

- 40 (1) Under 2,000 square feet. . . . 45.00
41 (2) 2,000 to 7,999 square feet . . . 55.00
42 (3) 8,000 to 9,999 square feet . . .85.00
43 (4) 10,000 square feet or over . . 130.00

44 (c) Mobile food service establishment.
45 Gross Weight of Mobile Food
46 Establishment:

- 47 (1) Under 1,000 lbs.55.00
48 (2) Over 1,000 lbs. 85.00

(d) Vending operator.

- (1) One to not more than ten food or beverage vending machines, per machine \$ 7.50
- (2) Eleven to not more than twenty five machines 112.50
- (3) Twenty-six to not more than fifty machines 150.00
- (4) Fifty-one to not more than one hundred machines 225.00
- (5) One hundred and one to not more than two hundred machines. . . . 300.00
- (6) Two hundred and one but not more than three hundred machines. . . 375.00
- (7) Three hundred and one or more machines 450.00

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.


James S. Stier, Councilman

Approved as to form and legality
this 26th day of March, 1979


John M. Logan, Attorney for Common Council



Read the first time in full and on motion by Stier, seconded by

Stier, and duly adopted, read the second time by title and referred to the Committee on Corruption (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 5-22-79

Charles W. Wintersman
CITY CLERK

Read the third time in full and on motion by Stier, seconded by J. Schmidt, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>5</u>	<u>4</u>	_____	_____	_____
<u>BURNS</u>	_____	<u>X</u>	_____	_____	_____
<u>HINGA</u>	<u>X</u>	_____	_____	_____	_____
<u>HUNTER</u>	<u>X</u>	_____	_____	_____	_____
<u>MOSES</u>	_____	<u>X</u>	_____	_____	_____
<u>NUCKOLS</u>	_____	<u>X</u>	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	_____	<u>X</u>	_____	_____	_____

DATE: 7-10-79

Charles W. Wintersman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE

(RESOLUTION) No. 5-16-79 on the 10th day of July, 1979

ATTEST: (SEAL)

Charles W. Wintersman
CITY CLERK

Winifred C. Wingo JR
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of July, 1979, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Wintersman
CITY CLERK

Approved and signed by me this 16th day of July, 1979, at the hour of 4 o'clock _____ M., E.S.T.

Robert E. Shumaker
MAYOR

Bill No. G-79-05-25

REPORT OF THE COMMITTEE ON ANNEXATION

We, your Committee on Annexation to whom was referred an Ordinance

AMENDING ARTICLE II, CHAPTER 13, SECTION 13-19 OF THE CODE OF THE CITY
OF FORT WAYNE, INDIANA OF 1974

have had said Ordinance under consideration and beg leave to report back to the Comm...

Council that said Ordinance Do PASS.

JAMES S. STIER - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JOHN NUCKOLS

SAMUEL J. TALARICO

William T. Hinga
Vivian G. Schmidt

Samuel J. Talarico

7-10-79. CONCLUDED
DATE 7-10-79 CHARLES W. PROFFERMAN, CITY CLERK

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OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -> room 122

July 17, 1979

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates
of July 20, 1979 and July 27, 1979, in both the News Sentinel
and Journal Gazette.

RE: Legal Notice for
Common Council of Fort Wayne, Indiana

General Ordinance No. G-16-79
City-County Board of Health

Please send us eight copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely,

Charles W. Westerman /ra

Charles W. Westerman
City Clerk

CWW/rpa

Encl: 1

LEGAL NOTICE

Notice is hereby given that on the 10th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following General Ordinance, to-wit:

GENERAL ORDINANCE NO. G- 16-79

AN ORDINANCE AMENDING ARTICLE II,
CHAPTER 13, SECTION 13-19 OF THE
CODE OF THE CITY OF FORT WAYNE,
INDIANA OF 1974.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

Section 1. That Section 13-19 of Article II, Chapter 13 of The Code of the City of Fort Wayne of 1974 be repealed and the following Section 13-19 shall be substituted therefor:

Every applicant for a permit to operate a food service establishment, temporary food service establishment, mobile food service establishment, food market, temporary food market or as a vending operator shall tender to the treasurer of the county a fee and such fee shall be deposited into the city-county health fund for each such operation in accordance with the following schedule of fees.

Permit fees shall be paid annually, or for such lesser period or hereafter specified in accordance with the following classifications:

(a) Food service establishments, temporary food service establishments, temporary food markets:

- | | | |
|-----|--|---------|
| (1) | 1 through 5 employees | \$55.00 |
| (2) | 6 through 9 employees | \$85.00 |
| (3) | 10 or more employees | 130.00 |
| (4) | Temporary food service establishments, each day's operation | 8.00 |
| (5) | Temporary food market | 5.00 |
| (6) | All other food service establishments not otherwise provided for above or hereinafter. | 50.00 |

(b). Food market.

Square Footage of Floor Area

- | | | |
|-----|--------------------------------------|--------|
| (1) | Under 2,000 square feet | 45.00 |
| (2) | 2,000 to 7,999 square feet | 55.00 |
| (3) | 8,000 to 9,999 square feet | 85.00 |
| (4) | 10,000 square feet or over | 130.00 |

- 30 (c) Mobile food service establishment.
Gross Weight of Mobile Food
31 Establishment:
(1) Under 1,000 lbs. \$55.00
32 (2) Over 1,000 lbs. 85.00

3 (d) Vending operator.

- 4 (1) One to not more than ten food
or beverage vending machines,
5 per machine \$ 7.50
6 (2) Eleven to not more than twenty
five machines 112.50
7 (3) Twenty-six to not more than
fifty machines 150.00
8 (4) Fifty-one to not more than
one hundred machines 225.00
9 (5) One hundred and one to not more
than two hundred machines. . . . 300.00
10 (6) Two hundred and one but not more
than three hundred machines. . . 375.00
11 (7) Three hundred and one or more
machines 450.00

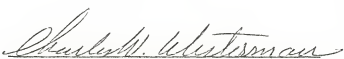
12 Section 2. This ordinance shall be in full force and
13 effect from and after its passage, approval by the Mayor
14 and legal publication thereof.

15 
16 James S. Stier, Councilman
17
18

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify
that the above and foregoing is a full, true and complete copy of General
Ordinance No. 16-79 passed by the Common Council on the 10th day of
July, 1979, and that said Ordinance was duly signed and approved
by the Mayor on the 16th day of July, 1979 and now remains on
file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 17th
day of July, 1979.

SEAL


CHARLES W. WESTERMAN
CITY CLERK

Common Council

(Governmental Unit)

To JOURNAL-GAZETTE

Dr.

Allen

County, Ind.

FORT WAYNE INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

101

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103

COMI

Notice is hereby given that on the 10th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following General Ordinance, to wit:

GENERAL ORDINANCE NO. G-16-79
AN ORDINANCE AMENDING ARTICLE II, CHAPTER 13, SECTION 13-19 OF THE CODE OF THE CITY OF FORT WAYNE, INDIANA OF 1974.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA,

Section 1, That Section 13-19 of Article II, Chapter 13 of The Code of the City of Fort Wayne of 1974 be repealed and the following Section 13-19 shall be substituted therefor:

Every applicant for a permit to operate a food service establishment, temporary food service establishment, mobile food service establishment, food market, temporary food market or as a vending operator shall tender to the treasurer of the county a fee and such fee shall be deposited into the city-county health fund for each such operation in accordance with the following schedule of fees:

Permit fees shall be paid annually, or for such lesser period of hereinafter specified in accordance with the following classifications:

(a) Food service establishments, temporary food service establishments, temporary food markets:

(1) 1 through 5 employees.....\$35.00

(2) 6 through 9 employees.....\$85.00

(3) 10 or more employees.....130.00

(4) Temporary food service establishments, each day's operation.....8.00

(5) Temporary food market.....5.00

(6) All other food service establishments not otherwise provided for above or hereinafter.....50.00

(b) Food Market:

Square Footage of Floor Area

(1) Under 2,000 square feet.....45.00

(2) 2,000 to 7,999 square feet.....55.00

(3) 8,000 to 9,999 square feet.....85.00

(4) 10,000 square feet or over.....130.00

(c) Mobile food service establishment:

Gross Weight of Mobile Food Establishment:

(1) Under 1,000 lbs.....45.00

(2) Over 1,000 lbs.....85.00

(d) Vending operator:

(1) One to not more than ten food or beverage vending machines, per machine.....\$7.50

(2) Eleven to not more than twenty five machines.....112.50

(3) Twenty-six to not more than fifty machines.....225.00

(4) Fifty-one to not more than one hundred machines.....375.00

(5) One hundred and one to not more than two hundred machines.....300.00

(6) Two hundred and one but not more than three hundred machines.....375.00

(7) Three hundred and one or more machines.....450.00

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

JAMES S. WESTERMAN, Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. 16-79 passed by the Common Council on the 10th day of July, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 16th day of July, 1979 and now remains on file and on record in my office. WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 17th day of July, 1979.

CHARLES W. WESTERMAN, City Clerk

7/20/79

1 columns wide equals 103 equivalent lines at .259 \$ 26.68

lines containing rule or tabular work (50 per cent of above amount)

publication (50 cents for each proof in excess of two) 6 extra copies @ .50 3.00

NT OF CLAIM. \$ 29.68

DATA

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Date

Size of type 5 1/2 point

Size of quad upon which type is cast 5 1/2

Ch. 89., Acts 1967.

nt is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Tide CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says

that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

7/20 - 7/27/79

Subscribed and sworn to before me this 27 th day of July 19 79

My commission expires September 28, 1979

Notary Public

Common Council

(Governmental Unit)

To **JOURNAL-GAZETTE** Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

101**2****103**

COMPUTATION OF CHARGES

.....**103**.....lines,.....**1**.....columns wide equals.....**103**.....equivalent lines at.....**.259**.....\$ **26.68**
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) **6 extra copies @ .50** **3.00**

TOTAL AMOUNT OF CLAIM.

\$ **29.68**

DATA FOR COMPUTING COST

Width of single column **9.9** cmsSize of type.....**5 1/2**.....pointNumber of insertions.....**2**.....Size of quad upon which type is cast.....**5 1/2**.....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Arvilla De Wald*Date **July 27**, 19**79**Title.....**CLERK**.....

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:Personally appeared before me, a notary public in and for said county and state, the undersigned.....**ARVILLA DEWALD**.....who, being duly sworn, says that she is.....**CLERK**.....of the**JOURNAL-GAZETTE**a.....**DAILY**.....newspaper of general circulation printed and published in the English language in the city of.....**FORT WAYNE, INDIANA**.....townin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....**two times**....., the dates of publication being as follows:**7/20 - 7/27/79**Subscribed and sworn to before me this.....**27**.....th.....**July**.....19**79**My commission expires.....**September 28, 1979**.....Notary PublicEXAMPLE
AND NEW 1979
ED THUNDERBIRD
TERING, POWER BRAKES,
HIRE SIDEWALLS, CARPET,
JY SIDE MOLDINGS, FULL
VERS, AUTOMATIC TRANS,
CLOCK, REMOTE CONT.
OR, MUST PROOF, STOCKANCHERO, VAN, A
A V-8 ENGINEBRAND NEW 79
PINTO RUNABOUT
4 CYLINDER, AUTOMAT-
TIC TRANSMISSION,
RADIO, REAR WINDOW
DEFROSTER, CONSOLE,
CARPET, RADIAL TIRES,
MANY OTHER EXTRAS.
STOCK # 4901
ONLY \$4295.00
DELIVERED

Common Council

(Governmental Unit)

Allen

County, Ind.

To NEWS-SENTINEL

Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

101

Tail number of lines

2

Total number of lines in notice

103

COMPUTATION OF CHARGES

Notice is hereby given that on the 10th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following General Ordinance, to wit:

1 columns wide equals 103 equivalent lines at .259 \$ 26.68

GENERAL ORDINANCE NO. G-16-79 AN ORDINANCE AMENDING ARTICLE 11, CHAPTER 13, SECTION 13-19 OF THE CODE OF THE CITY OF FORT WAYNE, INDIANA OF 1974.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA: Section 1. That Section 13-19 of Article 11, Chapter 13 of The Code of the City of Fort Wayne of 1974 be repealed and the following Section 13-19 shall be substituted therefor:

Every applicant for a permit to operate a food service establishment, temporary food service establishment, mobile food service establishment, food market, temporary food market or as a vending operator shall tender to the treasurer of the county a fee and such fee shall be deposited into the city county health fund for each such operation in accordance with the following schedule of fees.

Permit fees shall be paid annually, or for such lesser period of hereafter specified in accordance with the following classifications:

(a) Food service establishments, temporary food service establishments, temporary food markets: (1) 1 through 3 employees.....\$5.00 (2) 4 through 9 employees.....\$8.00 (3) 10 or more employees.....\$10.00 (4) Temporary food service establishments, each day's operation.....8.00 (5) Temporary food market.....5.00 (6) All other food service establishments not otherwise provided for above or hereinafter.....50.00

(b) Food Market. Square Footage of Floor Area (1) Under 2,000 square feet.....45.00 (2) 2,000 to 9,999 square feet.....55.00 (3) 10,000 to 19,999 square feet.....65.00 (4) 20,000 square feet or over.....120.00

(c) Mobile food service establishment. Gross Weight of Mobile Food Establishment: (1) Under 1,000 lbs.....55.00 (2) Over 1,000 lbs.....85.00

(d) Vending operator. (1) One to not more than ten food or beverage vending machines, per machine.....17.50 (2) Eleven to not more than twenty five machines.....112.50 (3) Twenty six to not more than fifty machines.....150.00 (4) Fifty-one to not more than one hundred machines.....225.00 (5) One hundred and one to not more than two hundred machines.....300.00 (6) Two hundred and one but not more than three hundred machines.....375.00 (7) Three hundred and one or more machines.....450.00

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

JAMES S. TYLER, Clerkman I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. 16-79 passed by the Common Council on the 10th day of July, 1979, and that said Ordinance is duly signed and approved by the Mayor on the 16th day of July, 1979 and now remains on file and on record in my office. WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 17th day of July, 1979.

CHARLES W. WESTERMAN, City Clerk

7/20/79

7/20 - 7/27/79

27 th day of July 1979

Notary Public

Common Council

(Governmental Unit)

Allen

County, Ind.

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines _____

Head number of lines _____

Body number of lines 101

Tail number of lines 2

Total number of lines in notice 103

COMPUTATION OF CHARGES

103 lines, 1 columns wide equals 103 equivalent lines at .259 \$ 26.68
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) 6 extra copies @ .50 3.00

TOTAL AMOUNT OF CLAIM.

\$ 29.68

DATA FOR COMPUTING COST

Width of single column 9.9 cms

Size of type 5 1/2 pointNumber of insertions 2Size of quad upon which type is cast 3 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date July 27, 19 79

V. E. Gerken
Title _____ CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says

that she is _____ CLERK _____ of the
NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published
in the English language in the city of FORT WAYNE, INDIANA
town _____

in state and county aforesaid, and that the printed matter attached hereto is a true copy,
which was duly published in said paper for two times, the dates of publication being
as follows:

7/20 - 7/27/79

Subscribed and sworn to before me this 27 th day of July, 19 79

My commission expires September 28, 1979

Notary Public